

GAYLE F. McKEACHNIE - 2200
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IN THE EIGHTH JUDICIAL DISTRICT COURT OF DUCHESNE COUNTY
STATE OF UTAH

| | |
|-----------------------------------|----------------------------------|
| IN THE MATTER OF THE GENERAL |) PETITION TO APPROVE 2008 |
| DETERMINATION OF ALL THE RIGHTS |) COMMISSIONER'S REPORT, 2009 |
| |) BUDGET AND SCHEDULE OF |
| TO THE USE OF WATER BOTH SURFACE |) ASSESSMENTS, 2009 SCHEDULE |
| AND UNDERGROUND WITHIN THE |) OF DISTRIBUTION AND REQUEST |
| DRAINAGE AREA OF THE UINTAH BASIN |) TO APPOINT THE 2009 RIVER |
| IN UTAH |) COMMISSIONER FOR THE LAKE FORK |
| |) RIVER, YELLOWSTONE RIVER AND |
| |) SAND WASH CREEK |
| |) |
| |) Docket No. 3070 560800056 |
| |) Judge John R. Anderson |

Petitioner and the Committee for the Lake Fork River, Yellowstone River and Sand Wash Creek, submit herewith the 2008 Annual Report of the Commissioner, the proposed 2009 Budget and Schedule of Assessments, and the 2009 proposed Schedule of Distribution, in accordance with the Interim Distribution Order signed by the Court on May 18, 1998. Petitioners, also, request the Appointment of the River Commissioner for the year 2009.

In support of this Petition, Petitioners represent to the Court that;

1. By its Interim Order dated May 18, 1998, a committee of

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water users for the Lake Fork River, Yellowstone River and Sand Wash Creek was organized under the direction of this Court. Petitioner Lynn Burton, was Chairman of the committee appointed by this Court to support the River Commissioner and to aid in carrying out the orders of this Court, in connection with the distribution system for the waters of the Lake Fork River, and the Yellowstone River and Sand Wash Creek systems.

2. The Committee of the Lake Fork River, Yellowstone River and Sand Wash Creek met on January 20, 2009 and Petitioner Lynn Burton was elected Chairman of that committee and is authorized to file this Petition on behalf of said committee.

3. The committee received and approved the 2008 report of the administration of the waters of the Lake Fork River, Yellowstone River and Sand Wash Creek by Leland L. Carter, the River Commissioner for the year 2009. A copy of that report is filed herewith.

4. The committee reviewed and approved a budget, with schedule of assessments, for the expenses of the River Commissioner for the year 2009. The Budget and Schedule of Assessments are attached hereto as "Exhibit A".

5. The committee has reviewed and approved, after

consultation with the Utah State Engineer, a proposed Schedule of Distribution of the Waters of the Lake Fork River, Yellowstone River and Sand Wash Creek and recommends it to the Court, for the year 2009. The proposed Schedule of Distribution is attached hereto as "Exhibit B".

6. The committee voted to recommend to the Court the appointment of Leland L. Carter as River Commissioner of the Lake Fork River, Yellowstone River and Sand Wash Creek, for a term of one (1) year. Petitioner further alleges that Leland L. Carter is a competent and qualified person to act as said Water Commissioner.

7. It is requested by the committee, if for any reason the River Commissioner does not complete his term of office or is unable to fulfill his obligations as River Commissioner, that the committee be authorized to select a temporary replacement River Commissioner.

8. The committee requests that the Interim Order entered for the irrigation year of 1998 be reaffirmed and made applicable for the 2009 irrigation year, in the following respects:

a. It is requested that the River Commissioner be allowed to distribute the water of the streams and reservoirs involved in accordance with this Court's Interim Order and to do all things

necessary for the proper and correct measurement, diversion and distribution of said waters, in accordance with the Decrees of the Federal District Court and state laws.

b. That the River Commissioner be directed to confer with the respective committees in developing a schedule for distribution of water, specifically, the manner in which the waters of the Lake Fork River, Yellowstone River and Sand Wash Creek, and their tributaries, should be distributed, after consultation with the State Engineer, and shall submit annually a recommended Interim Distribution Order to this Court for its consideration.

c. That the River Commissioner be directed to deliver and distribute the waters of such non-Federal water rights in the Lake Fork River, Yellowstone River and Sand Wash Creek, in accordance with the proposed Schedule of Distribution, attached hereto as "Exhibit B".

d. That the waters for the Federal and non-Federal water rights be distributed in accordance with the terms and limitations of the 1923 Federal Court Decrees in cases numbered 4437 and 4418.

e. That the River Commissioner be required to work with the respective committees to prepare a recommended budget to be submitted to the Court along with a recommended annual budget. Said

annual report and recommended budget are to contain assessments made, monies received, along with a report of expenditures. The Court, after receiving the proposed annual budget, shall provide a thirty (30) day period for objections to be filed.

f. Upon approval by the Court, the River Commissioner be authorized to manage the budget, to implement the ordered assessments and collection of assessed amounts from the non-Federal water user organizations or water users, and request assessment and collection from the Bureau of Indian Affairs on the Uintah Indian Irrigation Project, in accordance with the approved budget and schedule of assessment.

g. Any person or entity, which is a water user in the subject rivers, or otherwise affected by the actions of the River Commissioner, may petition and appear before this Court (about the assessment amounts, the manner in which the water is distributed and/or any other claim relating to the distribution of water). In the event there is a violation of the Court's Order or any part of this Petition or, in the opinion of the River Commissioner, the occurrence of the unauthorized use of water, the River Commissioner be directed to recommend to this Court a solution to the problem, including any remedy to be imposed on the unauthorized water user

or violator of the Order.

h. If a non-Federal water user fails to pay any assessments levied, when due, that water users further use of water is prohibited.

WHEREFORE, Petitioner prays as follows:

1. That the 2008 report of the administration of the waters of the Lake Fork River, Yellowstone River and Sand Wash Creek be approved, as submitted and filed herewith.

2. That the 2009 Budget and Schedule of Assessments, be approved, as submitted and attached hereto as "Exhibit A".

3. That the proposed 2009 Schedule of Distribution of Waters of the Lake Fork River, Yellowstone River and Sand Wash Creek be approved, as submitted and attached hereto as "Exhibit B".

4. That Leland L. Carter be appointed to serve as River Commissioner of the Lake Fork River, Yellowstone River and Sand Wash Creek, for a period of one (1) year.

5. That the Committee for the Lake Fork River, Yellowstone River and Sand Wash Creek be authorized to appoint a temporary replacement should the River Commissioner be unable to complete the one (1) year term.

6. That the applicable provisions of the 1998 Interim Order,

as presented herein, be reaffirmed and made effective for the year 2009.

DATED this 5 day of March, 2009.

McKeachnie Law Offices, P.C.

By: Gayle McKeachnie
Gayle F. McKeachnie

By: Lynn Burton
Lynn Burton
Chairman of the Committee
for the Lake Fork River,
Yellowstone River and Sand
Wash Creek

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MAILING CERTIFICATE

Tina L. Hemstreet, legal assistant of McKeachnie Law Offices, P.C., attorneys for Petitioners certifies that she served the attached PETITION TO APPROVE 2008 COMMISSIONER'S REPORT, 2009 BUDGET AND SCHEDULE OF ASSESSMENTS, 2009 SCHEDULE OF DISTRIBUTION AND REQUEST TO APPOINT THE 2009 RIVER COMMISSIONER FOR THE LAKE FORK RIVER, YELLOWSTONE RIVER AND SAND WASH CREEK by placing a true and correct copy in an envelope addressed to:

LYNN BURTON
COMMITTEE CHAIRMAN
STAR ROUTE BOX 140
TALMAGE UT 84073

JOHN K MANGUM
ASSISTANT U S ATTORNEY
185 S STATE STE 400
SALT LAKE CITY UT 84111

WILLIAM R MCCONKIE
OFFICE OF THE SOLICITOR
125 S STATE STREET
SALT LAKE CITY UT 84138

LEE SIMMS
WATER RIGHTS DIVISION
P O BOX 146300
SALT LAKE CITY UT 84114-6300

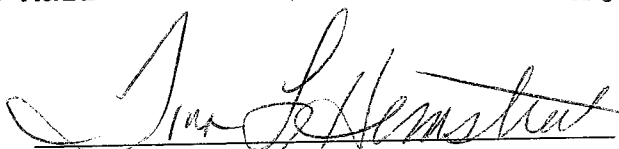
ASSOCIATED WATER USERS
DRY GULCH IRRIGATION
P O BOX 265
ROOSEVELT UT 84066

NORMAN JOHNSON
ASSISTANT ATTORNEY GENERAL
1594 WEST NORTH TEMPLE #300
SALT LAKE CITY UT 84114-6300

LYNN HANSEN
IRRIGATION SYSTEMS MANAGER
UINTAH AND OURAY AGENCY
P O BOX 130
FT DUCHESNE UT 84026

LELAND L CARTER
RIVER COMMISSIONER
P O BOX 4
ROOSEVELT UT 84066

and deposited the same, sealed, with first class postage prepaid thereon, in the United States Mail at Vernal, Utah, on the 18 day of March, 2009.


Tina L. Hemstreet

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Budget Meeting Notes January 20, 2009

Lynn Burton calls the meeting to order. Those in attendance are Lynn Burton and Roger Ames for Associated water users, Karnel Murdock BIA, and Leland L. Carter Lake Fork River Commissioner.

Lynn Burton asked that last year's note be read. Leland Carter read the notes of last years meeting. Roger Ames made a motion to accept the minutes of last years meeting as read Karnel Murdock seconded it. Motion passed.

Leland Carter asked that Karnel Murdock list address were mail should be sent for river committee business and to set up a time at Wells Fargo to bring him onto Lake Fork River Commissioner account. Karnel Murdock said his address would stay the same as Lynn Hansen's and he would setup a time for the business account.

Lynn Burton asks that we now consider the proposed budget for 2009. Three budget items had increased. The salary had been increased to \$41,000. Lynn Burton explained that the 2008 budget meeting had agreed to increase the salary to this level as it once was with Bill Christensen. Lynn Burton asked Karnel Murdock if he was aware of last year's discussion and what he thought. Karnel Murdock said he was aware of this agreement and agreed. Lynn Burton asked if Leland Carter would explain the off river automation cost. Leland Carter said when he was first hired; the river committee wanted the river commissioner to help fix and maintain some of the automated sites that wasn't under the river commissioner's current obligation. Leland said that he had been doing this the last couple of years and learning how to maintain them. Leland said that to pay for any off river maintenance that it would either be paid by each individual company or as Roger Ames had suggested to put in set amount this year in the budget appropriate to the amount of time spent last year and this would allow little and small companies to use Leland service on repair. Lynn and Karnel agreed to this with a suggestion of reviewing how well it worked in the future. Leland thought if the hours increased significantly from 2008 that it would have to be reviewed. The third item to increase was mileage. Leland stated that 2008 that mileage budget didn't cover expense. Leland proposed a rate of 60% on road irs mile rate +40% off road 2*irs mile rate. Leland also present 3 pages on Chevrolet 4*4 pickup truck and Ford 4*4 pickup with all of there cost for 5 years and 15,000 annual miles and the cost were \$.78 and \$.81. Karnel said the mileage rate looked appropriate. Lynn Burton asked if there was a motion on the budget, Karnell made the motion to accept the budget, Roger second the motion . Motion to accept budget passed.

A short discussion of milk lake on billing and travel.

The 2008 itemized report and register report was looked and discussed. Committee suggested making mileage report at end of year. Leland brought out original mileage papers and show how he tracked mileage.

Lynn Burton asked if their has been enough cash on hand for budget and asked about cd. Leland explained so far that the cash on hand had been adequate and the cd was usual set short term less that a year and renewed accordingly. Roger and Karnell both pointed out that the savings account would do better vested in the cd.

Leland Carter discussed the sites for automation. And if funding was available to have parts on hand. Karnell believed that extra parts on hand to repair sites would allow sites to be fixed faster and therefore was appropriate. Lynn talked on how last automation sites there had been some overspending and how it may affect this round of automation.

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Lynn also suggested that the C.U.P. and Bureau was working on getting on of the automation requirement of Sandwash information to be available to all our water users on the Lake Fork River Commissioner Server in Roosevelt.

Roger Ames made the motion that financial records be accepted Karnell Seconded motion, Motion passed.
Roger Ames made the motion that Leland L Carter be the Lake Fork River Commissioner, Karnell Seconded motion. Motion passed.

Karnell Murdock made the motion that Leland L Carter carry all material required to attorney McKeaknee so Leland L Carter can be appointed to the court, Roger Ames seconded the motion. Motion passed.

Roger Ames made the motion that Lynn Burton remain president of the committee, Karnell seconded motion. Motion passed.

Lynn Burton adjourned the meeting

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**Assessment for 2009
Budget**

| Appropriator | 2008 Amount Diverted Ac.Ft. | 2009 Assessment |
|-----------------------------|--------------------------------|--------------------|
| Crystal Ranch | 9 | \$ 3.79 |
| Dry Gulch Irr. Co | | |
| Uintah Area | 16,048 | \$ 6,765.42 |
| Lake Fork Area | 57,025 | \$ 24,040.25 |
| Farnsworth Canal & Res. Co. | 21,895 | \$ 9,230.36 |
| Hanson, Gordon Family | 50 | \$ 21.08 |
| Hartman, J. Bruce | 362 | \$ 152.61 |
| Lake Fork Irr. Co. | 4,173 | \$ 1,759.23 |
| Lake Fork Western Irr. Co. | 4,236 | \$ 1,785.79 |
| Lusty Cattle Inc. | 17 | \$ 7.17 |
| Monarch Canal & Res. Co | 227 | \$ 95.70 |
| Roosevelt City | 428 | \$ 180.43 |
| Rowley Ditch | 14 | \$ 5.90 |
| Sandwash Irrigation Co. | 1,946 | \$ 820.38 |
| South Boneta Ditch Co. | 1,241 | \$ 523.17 |
| TN Dodd Irr. Co. | 627 | \$ 264.33 |
| Uteland | 2,350 | \$ 990.70 |
| Total Associated Water | 110,648 | \$ 46,646.30 |
| Uintah Project | 41,342 | \$ 17,428.70 |
| Total Entire System | 151,990 | \$ 64,075.00 |

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Approved Budget 2009

| | 2009 Year |
|---|---------------|
| Salary | \$ 41,000.00 |
| Off river automation costs | \$ 2,000.00 |
| Milage | \$ 8,190.00 |
| F.I.C.A | \$ 3,300.00 |
| Unemployment | \$ 450.00 |
| Workers Comp. Insurance | \$ 1,750.00 |
| Office Supply | \$ 200.00 |
| Association Of Water Users | \$ 1,375.00 |
| Equipment, Repairs, Etc | \$ 1,500.00 |
| Office O & M | \$ 2,000.00 |
| Publish Annual Report | \$ 160.00 |
| Phone | \$ 900.00 |
| Property Misc. | \$ 100.00 |
| Retirement | \$ - |
| Legal Fees | \$ 1,150.00 |
| | ----- |
| Total | \$ 64,075.00 |
| Equipment, Repairs, Etc. remaining funds | \$ 5,790.37 * |

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*remaining funds of Equipment, Repairs, Ect will be used to pay off 2025 automation obligations

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| WR# | Appl. # | Cert. # | Appropriator | Priority Date | Flow cfs | Storage af | Use | Canal | Source | Irrig. Ac. |
|---------|---------|---------|------------------------|---------------|-------------|---------------|------------|-------------------------|-------------------------|------------|
| 43-3089 | 2883 | 1746 | Dry Gulch Irrigation | 12/18/1909 | 2.67 | | IRR/DOM | Payne Canal | EF Lake Fork | 205.95 |
| 43-1695 | 3198 | 398 | Clark & Ada M. Lusty | 05/09/1910 | 1.08 | | IRR | Hamilton Ditch | Lake Fork | 76.06 |
| 43-3098 | 3369 | 1745 | Dry Gulch Irrigation | 07/06/1910 | 42.00 | | IRR | Diverting Dam | Yellowstone | 2860.91 |
| 43-3099 | 3466 | 1584 | Utieland Ditch/Danek | 08/20/1910 | 5.26 | | IRR | Utieland Canal | Lake Fork | 368.18 |
| 43-3103 | 3575 | 1499 | So. Boneta Irrig. Co. | 10/06/1910 | 8.80 | | IRR | So. Boneta Ditch | Lake Fork | 616.73 |
| 43-2535 | 3652 | | First Security Bank | 12/29/1910 | | 14000 | IRR | Moon Lake Reservoir | WF Lake Fork | 70000.01 |
| 43-3106 | 3800a | 949 | Utieland Ditch Co. | 02/25/1911 | 0.83 | | IRR | Utieland Ditch | Lake Fork | 57.93 |
| 43-3117 | 4203 | 1749 | Lake Fk Irrigation Co. | 08/26/1911 | 12.00 | | IRR | Ditch | Lake Fork | 1061.67 |
| 43-3122 | 4614 | 868 | Arthur Barney | 04/12/1912 | 0.36 | | IRR | Ditch | Lake Fork | 25.11 |
| 43-3123 | 4684 | 2010 | Moon Lake Water Us | 05/22/1912 | | 730 | IRR | Clement Lake | Lake Fork | 1587.08 |
| 43-3125 | 4872 | 474 | Sharpstone | 09/26/1912 | 1.50 | | IRR | Crystal Ditch | Yellowstone | 101.91 |
| 43-3130 | 5061 | 1617 | Bryant Gilbert | 02/13/1913 | 0.26 | | IRR | Ditch | Lake Fork | 18.41 |
| 43-3138 | 5662 | 701 | Ephraim Lambert | 03/26/1914 | 15.00 | | Flour Mill | Headgate & Ditch | Lake Fork | 4776.1 |
| 43-1710 | 6355 | 2252 | Moon Lake Water Us | 07/28/1915 | | 851.2 | IRR | Farnsworth Canal | WF Lake Fork | 4852.3 |
| 43-1709 | 6353 | 2251 | Moon Lake Water Us | 07/28/1915 | | 759 | IRR | Kidney/Brown Duck | WF Lake Fork | 4776.1 |
| 43-1717 | 6356 | 2253 | Moon Lake Water Us | 07/28/1915 | | 1500 | IRR | Farnsworth Canal | WF Lake Fork | 70000.01 |
| 43-2533 | 7104 | | First Security Bank | 01/22/1917 | | 25000 | IRR | Moon Lake Reservoir | WF Lake Fork | 18.61 |
| 43-3154 | 7130 | 1017 | Utieland Ditch/Waugh | 01/22/1917 | 0.15 | | IRR | Purdy Ditch | Lake Fork | 37.49 |
| 43-3206 | 10124 | 2050 | Utieland Ditch Co. | 03/04/1917 | 0.59 | | IRR | Purdy Ditch | Lake Fork | 2860.91 |
| 43-3165 | 7645 | 1864 | Moon Lake Water Us | 02/25/1918 | | 115 | IRR | Water Lily Lake | Yellowstone | 4887.3 |
| 43-1716 | 7901 | 2254 | Moon Lake Water Us | 11/07/1918 | | 1700 | IRR | Farnsworth Canal | WF Lake Fork | 2860.91 |
| 43-2532 | 8386a | 1863 | Moon Lake Water Us | 03/24/1919 | | 334 | IRR | Farmers Lake | Yellowstone | 2860.91 |
| 43-2534 | 8532 | | Farnsworth Canal Co. | 11/18/1919 | | 1350 | IRR | Twin Pits Reservoir | Lake Fork | 70000.01 |
| 43-3096 | 3268 | | Moon Lake Water Us | 05/03/1920 | | 2500 | IRR | Twin Pits Reservoir | WF Lake Fork | 70000.01 |
| 43-3069 | 1711 | 1747 | Utieland Ditch & Light | 03/14/1921 | 25.00 | | MUN | Headgate | Lake Fork | 261.28 |
| 43-3201 | 9799 | | Dry Gulch Irrigation | 05/12/1924 | 4.00 | | IRR | Payne Canal | Yellowstone | 392.21 |
| 43-3200 | 9796 | 1866 | Moon Lake Water Us | 08/17/1925 | | 640 | IRR | Drift, Bluebell, Spider | Yellowstone | 2860.91 |
| 43-3196 | 9628 | 1865 | Moon Lake Water Us | 05/11/1926 | | 30 | IRR | White Miller Lake | Yellowstone | 2860.91 |
| 43-3192 | 9383 | 2272 | Moon Lake Water Us | 04/27/1928 | 2.28 | 104 | IRR | Deer Lake | Yellowstone | 42.91 |
| 43-1699 | 3945 | 2173 | Geo. E. Fisher Jr. | 11/29/1929 | | | IRR | Rowley Ditch | Lake Fork | 86.01 |
| 43-467 | 13412 | | I. Warren Odekirk | 01/16/1934 | 1.80 | | IRR | Ditch | Lake Fork | |
| 43-5098 | 13900a | | Myton City | 03/04/1940 | 2.00 | | D M | | Lake Fork | None |
| 43-3245 | 13233 | 4490 | Moon Lake Water Us | 11/09/1940 | | 620 | IRR | East & Middle Timothy | Trib. Yellowstone | 90000.01 |
| 43-3333 | 17978 | | Rue Miles | 12/08/1942 | 1.59 | | Irr/Stock | Ditch | Trib. to Lake Fork | 141.61 |
| 43-3239 | 13056 | 5889 | Moon Lake Water Us | 08/13/1946 | 330.00 | | IRR | Sandwash/Browns Dr | Yellowstone & Lake Fork | 73000.01 |
| 43-2538 | 8298 | | Moon Lake Water Us | 02/29/1952 | 66.22 | | Power | Dam and Pipes | Yellowstone | 6680.01 |
| 43-2501 | 8300 | | Moon Lake Water Us | 08/08/1953 | | 400 | IRR | Superior Lake | Yellowstone | 6680.01 |
| 43-1850 | 30078 | | Moon Lake Water Us | 08/08/1953 | | 500 | IRR | Five Point Lake | Yellowstone | |
| | | | Clarence J. Murray | 07/07/1958 | 2.50 | 88.7 | IRR | | Trib. to Lake Fork | 151.01 |

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| WR# | Appl. # | Cert. # | Appropriator | Priority Date | Flow cfs | Storage af | Use | Canal | Source | Irrig. Ac. |
|----------|---------|---------|-------------------------|---------------|-------------|---------------|----------|-----------------------|-------------------------|------------|
| 43-3013 | 360 | 1231 | Indian Irrigation Servi | 01/01/1861 | 140.06 | | IRR | Lake Fork Canal | Lake Fork | 9701.43 |
| 43-3020 | 402 | 1171 | Indian Irrigation Servi | 01/01/1861 | 17.05 | | IRR | Lake Fork Canal | Lake Fork | 1207.86 |
| 43-3014 | 360a | 1215 | Indian Irrigation Servi | 01/01/1861 | 1.89 | | IRR | Payne Canal | Yellowstone | 493.21 |
| 43-1682 | 359 | 1213 | Indian Irrigation Servi | 01/01/1861 | 62.20 | | IRR | Dry Gulch Canal | Lake Fork | 4245.79 |
| 43-1683 | 359a | 1214 | Indian Irrigation Servi | 01/01/1861 | 21.05 | | IRR | Red Cap Canal | Lake Fork | 8751.74 |
| 43-1684 | 366 | 1217 | Indian Irrigation Servi | 01/01/1861 | 110.00 | | IRR | Red Cap Canal | Lake Fork | 8751.74 |
| 43-1685 | 385 | 1220 | Indian Irrigation Servi | 01/01/1861 | 5.81 | | IRR | Dry Gulch Canal | Lake Fork | 393.42 |
| 43-1686 | 403 | 1228 | Indian Irrigation Servi | 01/01/1861 | 3.30 | | IRR | Dry Gulch Canal | Lake Fork | 230.36 |
| 43-3021 | 402a | 1175 | Indian Irrigation Servi | 01/01/1861 | 0.33 | | IRR | Uteland Ditch | Lake Fork | 24.57 |
| 43-3022 | 403a | 1229 | Indian Irrigation Servi | 01/01/1861 | 6.00 | | IRR | Payne Canal | Yellowstone | 493.21 |
| 43-3028 | 416c | 1669 | Lake Fk Irrigation Co. | 07/31/1905 | 1.57 | | IRR/DOM | Dry Gulch #2 Canal | Lake Fork | 117.71 |
| 43-3023 | 416 | 2059 | Dry Gulch Irrigation | 07/31/1905 | 42.00 | | IRR | Dry Gulch #1 Canal | Lake Fork | 5827.37 |
| 43-3026 | 416b | 2045 | Dry Gulch Irrigation | 07/31/1905 | 68.50 | | IRR/DOM | Dry Gulch #2 Canal | Lake Fork | 9587.38 |
| 43-3027 | 416b-1 | 2071 | Lake Fk Irrigation Co. | 07/31/1905 | 13.50 | | IRR/DOM | Dry Gulch #2 Canal | Lake Fork | 1008.51 |
| 43-3025 | 416a-1 | 2061 | Dry Gulch Irrigation | 07/31/1905 | 14.20 | | IRR | Dry Gulch #1 Canal | Lake Fork | 1920.18 |
| 43-3024 | 416a | 2060 | Dry Gulch Irrigation | 07/31/1905 | 19.00 | | IRR | Dry Gulch #1 Canal | Yellowstone & Lake Fork | 2660.78 |
| 43-10375 | 438a | 2070 | Dry Gulch Irr/Mitchell | 08/19/1905 | 98.20 | 70 | FC/Stock | 6 Reservoirs | Lake Fork | 23.33 |
| 43-3029 | 438a | 2070 | Dry Gulch Irrigation | 08/19/1905 | 107.71 | | IRR | Dry Gulch #2 Canal | Lake Fork | 11633.61 |
| 43-2503 | 438 | 2069 | Dry Gulch Irrigation | 08/19/1905 | 52.40 | | IRR | Payne Canal | Lake Fork | 12519.71 |
| 43-3030 | 460 | 2265 | Dry Gulch Irrigation | 08/29/1905 | 52.40 | 9204 | IRR | DG#1/DG#2/Payne | Lake Fork | 3068.01 |
| 43-11107 | 460 | | Dry Gulch Irr/Sky Vie | 08/29/1905 | 3.10 | 651 | IRR | Lake Fork Canal No. 1 | Lake Fork | 217.01 |
| 43-1687 | 460a | 1850 | Lake Fk Irrigation Co. | 08/29/1905 | 7.50 | | IRR | Dry Gulch #2 Canal | Lake Fork | 613.26 |
| 43-3056 | 491 | 153 | Clark & Ada M. Lusy | 09/08/1905 | 2.00 | | IRR | Hamilton Ditch | Lake Fork | 128.86 |
| 43-3055 | 883a | 460 | Uteland Ditch Co. | 04/26/1906 | 0.74 | | IRR | Uteland Ditch | Lake Fork | 44.41 |
| 43-3032 | 498 | 425 | Purdy, Hardy, Solomo | 04/26/1906 | 3.80 | | IRR | Purdy Ditch | Lake Fork | 228.91 |
| 43-3065 | 1226 | 389 | Lake Fk Irrigation Co. | 09/17/1906 | 1.97 | | IRR | LF Western Canal | Lake Fork | 158.01 |
| 43-1690 | 1178 | 880 | Lake Fk Western Irr. C | 03/02/1907 | 28.00 | | IRR | LF Western Canal | Lake Fork | 2151.01 |
| 43-3071 | 1759 | 994 | Clark & Ada M. Lusy | 07/07/1907 | 0.73 | | IRR | Knudsen Ditch | Lake Fork | 51.11 |
| 43-3073 | 1881 | 1422 | Timothy/Goniolakis | 01/07/1908 | 4.00 | | IRR | Payne Canal | Yellowstone | 231.23 |
| 43-10362 | 1931 | 1464 | Dry Gulch Irrigation | 02/17/1908 | 28.50 | | IRR/DOM | Payne Canal | Lake Fork | 2050.61 |
| 43-1718 | 1931 | 1464 | Uteland Ditch Co. | 05/25/1908 | 1.20 | | IRR | Uteland Ditch | Lake Fork | 102.21 |
| 43-10363 | 1931 | 1464 | Altamont Land & Dev. | 07/03/1908 | 111.78 | 28 | FC/Stock | 3 Reservoirs | WF Lake Fork | 10950.73 |
| 43-1691 | 2040 | 999 | Farnsworth Canal Co. | 07/03/1908 | 2.00 | | IRR | Farnsworth Canal | WF Lake Fork | 129.36 |
| 43-3077 | 2091 | 1411 | Altamont Land & Dev. | 08/20/1908 | 9.00 | 26.94 | FC/Stock | 2 Reservoirs | Lake Fork | 633.71 |
| 43-3084 | 2548 | 836 | Dry Gulch Irrigation | 09/25/1908 | 7.11 | | IRR | McAfee Ditch | Yellowstone | 499.91 |
| 43-1719 | 2609 | 3152 | Uteland Ditch/Hagber | 07/01/1909 | 25.22 | | IRR | Payne Canal | Lake Fork | 10950.73 |
| 43-3000 | 2707 | 540 | Farnsworth Canal Co. | 07/31/1909 | 1.71 | | IRR | Uteland Ditch | WF Lake Fork | 120.91 |
| | | | Farnsworth Canal Co. | 11/06/1909 | | | IRR | Purdy Ditch | Lake Fork | |

LAKE FORK DISTRIBUTION

| WR# | Appl. # | Cert. # | Appropriator | Priority Date | Flow cfs | Storage af | Use | Canal | Source | Urig. Ac. |
|---------|---------|---------|--------------------|---------------|-------------|---------------|-----------|---------------------|-------------------------|-----------|
| 43-3618 | 33361 | 6681 | Grant Hansen | 06/22/1961 | 4.95 | 5.29 | IRR | Dam and Ditch | Trib. to Lake Fork | 20.01 |
| 43-3616 | 33359 | 7276 | Grant Hansen | 06/22/1961 | 5.00 | 17.67 | IRR | Dam and Ditch | Trib. to Lake Fork | 66.66 |
| 43-3623 | 33740 | | Dean A. Reay | 08/31/1961 | 1.65 | | Irr/Stock | Ditch | Trib. to Lake Fork | 135.95 |
| 43-32 | 34707 | | Grant Hansen | 11/09/1962 | | 45 | I S FC | | Trib. to Lake Fork | 66.25 |
| 43-3663 | 34707 | | Grant Hansen | 11/09/1962 | | 76 | I/S/FC | Reservoir No. 1 | Trib. to Lake Fork | 59.25 |
| 43-31 | 34707 | | Grant Hansen | 11/09/1962 | | 60 | I S FC | | Trib. to Lake Fork | 66.25 |
| 43-703 | 35200 | | Grant Hansen | 04/29/1963 | | 18 | IRR | Unnamed Reservoir | Trib. to Lake Fork | 54.21 |
| 43-5077 | 36642 | | CUWCD | 11/27/1964 | | 50000 | I/S/FC/R | Lake Fork Reservoir | Yellowstone & Lake Fork | 37500.01 |
| 43-5077 | 37704 | | Wildlife Resources | 06/15/1966 | 3.00 | 1200 | FC | Big Sand Wash Res | Yellowstone & Lake Fork | |
| 43-3436 | 22936 | | Zanes Minerals | 07/01/1969 | 1.75 | | IRR | Ditch | Trib. to Lake Fork | 75.01 |

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BIG SAND WASH (REVISED APRIL 4, 1980)

PRIORITY SCHEDULE

RE: Adj.

Page

EXHIBIT

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SALT LAKE

| PRIORITY | FLOW | PERIOD OF USE | SOURCE & DITCH | APPL. NO. OR CERT. NO. | CLAIMANT | W.U. CLAIM NO. | TOTAL ACRES | CLAIMS USED FOR SAME ACREAGE | ACRE FEET | REMARKS |
|------------------------|----------------------|----------------------------|----------------------------------|-------------------------------------|---|----------------------|----------------|------------------------------------|--------------|--|
| First Civil 1257 | 1.125 | April-Oct. 31 | Blood Draw Trib. to Sand Wash | A. 7859 Ch. a-6122 Civil 1257 | Gordon Hansen | 43- 1957 | 45.40 | | | Limited to the Irr. Require- ments of 24.4375 acres Limited to the Irr. Require- ments of 42.0375 acres |
| June 12 1914 | 6.0 Civil 5723 | 5/1 - 10/12 Civil 5723 | Sand Wash | A. 5772 Cert. 2039 | Bruce Hartman | 43- 3170 | 120.00 | | | Original right amended by Civil #5723 Cert. 1453, 71 |
| Sept 28 1916 | 10.0 | 4/1 - 10/31 | Sand Wash | A. 6960 Cert. 2063 | Dry Gulch Irr. Co. | 43- 3159 | 1032.5 | | | |
| Aug. 10 1926 | 0.78 | 3/15 - 10/31 Civil 1257 | Sand Wash | A. 7282 Cert. 1567 | Nathaniel J. Mitchell (Mey Grant-Hansen) | 43- 3157 | 54.9 | | | |
| Aug. 16 1926 | 0.50 | 4/1 - 10/31 Civil 1257 | Sand Wash | A. 7345 Cert. 1618 | George Potts (Now Leland Potts) | 43- 3158 | 60.0 | | | |
| Nov. 11 1926 | 0.60 | 3/15 - 10/15 Civil 1257 | Sand Wash | A. 10011 Cert. 1654 | Oscar Nelson | 43- 3203 | 90.9 | | | |
| Aug. 13 1926 | 30.0 | 3/1 - 11/30 | Sand Wash | A. 17978 Election | Board of Water Resources | 43- 3333 | 73,000.0 | | | |